

**FISCAL YEAR 2010**  
**BUDGET REQUEST ACT**  
*COUNCIL VERSION*

1 AN ACT  
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4 IN THE COUNCIL OF THE DISTRICT OF COLUMBIA  
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9 To approve the request of the District of Columbia government for the fiscal year ending  
10 September 30, 2010.  
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13 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this  
14 act may be cited as the "Fiscal Year 2010 Budget Request Act".  
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16 Sec. 2. The Council of the District of Columbia approves the following expenditure  
17 levels and appropriation language for the government of the District of Columbia for the fiscal  
18 year ending September 30, 2010.  
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21 **DIVISION A**  
22 **DISTRICT OF COLUMBIA APPROPRIATION REQUEST**  
23 **TITLE I--FEDERAL FUNDS**  
24

25 **THE DISTRICT OF COLUMBIA COURT SYSTEM**  
26

27 **Federal Payment to the Court Services and Offender Supervision Agency**  
28 **for the District of Columbia**

29 For salaries and expenses, including the transfer and hire of motor vehicles, of the Court  
30 Services and Offender Supervision Agency for the District of Columbia, as authorized by the  
31 National Capital Revitalization and Self-Government Improvement Act of 1997, \$212,408,000,  
32 of which not to exceed \$2,000 is for official reception and representation expenses related to  
33 Community Supervision and Pretrial Services Agency programs; of which not to exceed \$25,000  
34 is for dues and assessments relating to the implementation of the Court Services and Offender  
35 Supervision Agency Interstate Supervision Act of 2002; of which \$153,856,000 shall be for  
36 necessary expenses of Community Supervision and Sex Offender Registration, to include  
37 expenses relating to the supervision of adults subject to protection orders or the provision of  
38 services for or related to such persons; of which \$58,552,000 shall be available to the Pretrial  
39 Services Agency; provided, that, notwithstanding any other provision of law, all amounts under  
40 this heading shall be apportioned quarterly by the Office of Management and Budget and  
41 obligated and expended in the same manner as funds appropriated for salaries and expenses of  
42 other Federal agencies; provided further, that not less than \$2,000,000 shall be available for re-

1 entrant housing in the District of Columbia; provided further, that the Director is authorized to  
2 accept and use gifts in the form of in-kind contributions of space and hospitality to support  
3 offender and defendant programs, and equipment and vocational training services to educate and  
4 train offenders and defendants; provided further, that the Director shall keep accurate and  
5 detailed records of the acceptance and use of any gift or donation under the previous proviso, and  
6 shall make such records available for audit and public inspection; provided further, that the Court  
7 Services and Offender Supervision Agency Director is authorized to accept and use  
8 reimbursement from the District of Columbia Government for space and services provided on a  
9 cost-reimbursable basis.

#### 10 11 **Federal Payment to the District of Columbia Public Defender Service**

12 For salaries and expenses, including the transfer and hire of motor vehicles, of the  
13 District of Columbia Public Defender Service, as authorized by the National Capital  
14 Revitalization and Self-Government Improvement Act of 1997, \$37,316,000; provided, that,  
15 notwithstanding any other provision of law, all amounts under this heading shall be apportioned  
16 quarterly by the Office of Management and Budget and obligated and expended in the same  
17 manner as funds appropriated for salaries and expenses of Federal agencies.

#### 18 19 **Federal Payment to the District of Columbia Courts**

20 For salaries and expenses for the District of Columbia Courts, \$248,952,000, to be  
21 allocated as follows: for the District of Columbia Court of Appeals, \$12,014,000, of which not to  
22 exceed \$1,500 is for official reception and representation expenses; for the District of Columbia  
23 Superior Court, \$108,491,000, of which not to exceed \$1,500 is for official reception and  
24 representation expenses; for the District of Columbia Court System, \$58,447,000, of which not  
25 to exceed \$1,500 is for official reception and representation expenses; and \$70,000,000, to  
26 remain available until September 30, 2011, for capital improvements for District of Columbia  
27 courthouse facilities, including structural improvements to the District of Columbia cell block at  
28 the Moultrie Courthouse; provided, that funds made available for capital improvements shall be  
29 expended consistent with the General Services Administration ("GSA") master plan study and  
30 building evaluation report; provided further, that, notwithstanding any other provision of law, all  
31 amounts under this heading shall be apportioned quarterly by the Office of Management and  
32 Budget and obligated and expended in the same manner as funds appropriated for salaries and  
33 expenses of other Federal agencies, with payroll and financial services to be provided on a  
34 contractual basis with the GSA, and such services shall include the preparation of monthly  
35 financial reports, copies of which shall be submitted directly by GSA to the President and to the  
36 Committees on Appropriations of the House of Representatives and the Senate, the Committee  
37 on Oversight and Government Reform of the House of Representatives, and the Committee on  
38 Homeland Security and Governmental Affairs of the Senate; provided further, that 30 days after  
39 providing written notice to the Committees on Appropriations of the House of Representatives  
40 and the Senate, the District of Columbia Courts may reallocate not more than \$1,000,000 of the  
41 funds provided under this heading among the items and entities funded under this heading for  
42 operations, and not more than 4% of the funds provided under this heading for facilities.

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**Defender Services in District of Columbia Courts**

For payments authorized under section 11-2604 and section 11-2605, D.C. Official Code (relating to representation provided under the District of Columbia Criminal Justice Act), payments for counsel appointed in proceedings in the Family Court of the Superior Court of the District of Columbia under chapter 23 of title 16, D.C. Official Code, or pursuant to contractual agreements to provide guardian ad litem representation, training, technical assistance, and such other services as are necessary to improve the quality of guardian ad litem representation, payments for counsel appointed in adoption proceedings under chapter 3 of title 16, D.C. Official Code, and payments for counsel authorized under section 21-2060, D.C. Official Code (relating to representation provided under the District of Columbia Guardianship, Protective Proceedings, and Durable Power of Attorney Act of 1986), \$52,475,000, to remain available until expended; provided, that funds provided under this heading shall be administered by the Joint Committee on Judicial Administration in the District of Columbia; provided further, that notwithstanding any other provision of law, this appropriation shall be apportioned quarterly by the Office of Management and Budget and obligated and expended in the same manner as funds appropriated for expenses of other Federal agencies, with payroll and financial services to be provided on a contractual basis with the GSA, and such services shall include the preparation of monthly financial reports, copies of which shall be submitted directly by GSA to the President and to the Committees on Appropriations of the House of Representatives and the Senate, the Committee on Oversight and Government Reform of the House of Representatives, and the Committee on Homeland Security and Governmental Affairs of the Senate.

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**DISTRICT OF COLUMBIA GENERAL AND SPECIAL PAYMENTS**

**Federal Payment for Resident Tuition Support**

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For a Federal payment to the District of Columbia, to be deposited into a dedicated account, for a nationwide program to be administered by the Mayor, for District of Columbia resident tuition support, \$35,100,000, to remain available until expended; provided, that such funds, including any interest accrued thereon, may be used on behalf of eligible District of Columbia residents to pay an amount based upon the difference between in-State and out-of-State tuition at public institutions of higher education, or to pay up to \$2,500 each year at eligible private institutions of higher education; provided further, that the awarding of such funds may be prioritized on the basis of a resident's academic merit, the income and need of eligible students, and such other factors as may be authorized; provided further, that the District of Columbia government shall maintain a dedicated account for the Resident Tuition Support Program that shall consist of the Federal funds appropriated to the Program in this Act and any subsequent appropriations, any unobligated balances from prior fiscal years, and any interest earned in this or any fiscal year; provided further, that the account shall be under the control of the District of Columbia Chief Financial Officer, who shall use those funds solely for the purposes of carrying out the Resident Tuition Support Program; provided further, that the Office of the Chief Financial Officer shall provide a quarterly financial report to the Committees on Appropriations

1 of the House of Representatives and the Senate for these funds showing, by object class, the  
2 expenditures made and the purpose therefor.

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4 **Federal Payment for School Improvement**

5 For a Federal payment for a school improvement program in the District of Columbia,  
6 \$74,400,000, to be allocated as follows: for the District of Columbia Public Schools,  
7 \$42,200,000 to improve public school education in the District of Columbia; for the Office of the  
8 State Superintendent of Education, \$20,000,000 to expand quality public charter schools in the  
9 District of Columbia, to remain available until expended; for the Secretary of the Department of  
10 Education, \$12,200,000 to provide opportunity scholarships for students in the District of  
11 Columbia in accordance with division C, title III of the District of Columbia Appropriations Act,  
12 2004, approved January 23, 2004 (Pub. L. No. 108-199; 118 Stat. 126), of which up to  
13 \$1,000,000 may be used to administer and fund assessments; provided, that, notwithstanding the  
14 second proviso under this heading in Pub. L. No. 111-8, funds provided herein may be used to  
15 provide opportunity scholarships to students who received scholarships in the 2009-2010 school  
16 year; provided further, that funds available under this heading for opportunity scholarships,  
17 including from prior-year appropriations acts, may be made available for scholarships to students  
18 who received scholarships in the 2009-2010 school year; provided further, that none of the funds  
19 provided in this Act or any other Act for opportunity scholarships may be used by an eligible  
20 student to enroll in a participating school under the D.C. School Choice Incentive Act of 2003  
21 unless (1) the participating school has and maintains a valid certificate of occupancy issued by  
22 the District of Columbia; and (2) the core subject matter teachers of the eligible student hold 4-  
23 year bachelor's degrees.

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25 **Federal Payment to the District of Columbia Water and Sewer Authority**

26 For a Federal payment to the District of Columbia Water and Sewer Authority,  
27 \$20,000,000, to remain available until expended; provided, that the District of Columbia Water  
28 and Sewer Authority provides a 100% match for this payment.

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30 **Federal Payment to the Criminal Justice Coordinating Council**

31 For a Federal payment to the Criminal Justice Coordinating Council, \$1,774,000, to  
32 remain available until expended, to support initiatives related to the coordination of Federal and  
33 local criminal justice resources in the District of Columbia.

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35 **Federal Payment for Judicial Commissions**

36 For a Federal payment to the Commission on Judicial Disabilities and Tenure, \$295,000,  
37 and for the Judicial Nomination Commission, \$205,000, to remain available until September 30,  
38 2011.

1                   **Federal Payment for Consolidated Laboratory Facility**

2           For a Federal payment to the District of Columbia, \$15,000,000, to remain available until  
3   September 30, 2011, for costs associated with the construction of a consolidated bioterrorism and  
4   forensics laboratory; provided, that the District of Columbia provides a 100% match for this  
5   payment.  
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7                   **Federal Payment for the D.C. National Guard**

8           For a Federal payment to the District of Columbia, \$2,000,000, to remain available until  
9   September 30, 2011, to support costs associated with the D.C. National Guard.  
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11                   **Federal Payment for Permanent Supportive Housing**

12           For a Federal payment to the District of Columbia, \$19,200,000, to remain available until  
13   September 30, 2011, to support permanent supportive housing programs in the District.  
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15                   **Federal Payment for Reconnecting Disconnected Youth**

16           For a Federal payment to the District of Columbia, \$5,000,000, to remain available until  
17   September 30, 2011, to support programs aimed at reconnecting disconnected youth.  
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19                   **Federal Payment for Emergency Planning and Security Costs in the District of Columbia**

20           For necessary expenses, as determined by the Mayor of the District of Columbia in  
21   written consultation with the elected county or city officials of surrounding jurisdictions,  
22   \$15,000,000, to remain available until expended to reimburse the District of Columbia for the  
23   costs of providing public safety at events related to the presence of the national capital in the  
24   District of Columbia, including support requested by the Director of the United States Secret  
25   Service Division in carrying out protective duties under the direction of the Secretary of  
26   Homeland Security, and for the costs of providing support to respond to immediate and specific  
27   terrorist threats or attacks in the District of Columbia or surrounding jurisdictions; provided, that  
28   any amount provided under this heading shall be available only after such amount has been  
29   apportioned pursuant to chapter 15 of title 31, United States Code.  
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31                   **TITLE II--DISTRICT OF COLUMBIA FUNDS--SUMMARY OF EXPENSES**

32   The following amounts are appropriated for the District of Columbia for the current fiscal year  
33   out of the General Fund of the District of Columbia ("General Fund"), except as otherwise  
34   specifically provided; provided, that notwithstanding any other provision of law, except as  
35   provided in section 450A of the District of Columbia Home Rule Act, approved November 2,  
36   2000 (114 Stat. 2440; D.C. Official Code § 1-204.50a), and provisions of this Act, the total  
37   amount appropriated in this Act for operating expenses for the District of Columbia for fiscal  
38   year 2010 under this heading shall not exceed the lesser of the sum of the total revenues of the  
39   District of Columbia for such fiscal year or \$8,551,580,567 (of which \$5,378,622,653 shall be  
40   from local funds, \$394,025,307 from dedicated taxes, \$1,040,149,734 shall be from Federal  
41   grant funds, \$1,733,705,710 shall be from other funds, and \$5,077,163 shall be from private  
42   funds); in addition, \$199,022,331 from funds previously appropriated in this Act as Federal

1 payments, which does not include funds appropriated under the American Recovery and  
2 Reinvestment Act of 2009, approved February 17, 2009 (123 Stat. 115; 26 U.S.C. § 1, note);  
3 provided further, that of the local funds, such amounts as may be necessary may be derived from  
4 the District's General Fund balance; provided further, that of these funds the District's  
5 intradistrict authority shall be \$776,068,415; in addition, for capital construction projects, an  
6 increase of \$2,951,442,000 of which \$2,374,779,000 shall be from local funds, \$54,893,000  
7 from the District of Columbia Highway Trust fund, \$199,586,000 from the Local Street  
8 Maintenance fund, \$322,184,000 from Federal grant funds, and a rescission of \$1,834,494,000  
9 from local funds and a rescission of \$91,327,000 from Local Street Maintenance funds  
10 appropriated under this heading in prior fiscal years for a net amount of \$1,025,621,000 to  
11 remain available until expended; provided further, that the amounts provided under this heading  
12 are to be available, allocated, and expended as proposed under Title III of this Act, at the rate set  
13 forth under "District of Columbia Funds Division of Expenses" as included in the Fiscal Year  
14 2010 Proposed Budget and Financial Plan submitted to the Congress by the District of Columbia;  
15 provided further, that this amount may be increased by proceeds of one-time transactions, which  
16 are expended for emergency or unanticipated operating or capital needs; provided further, that  
17 such increases shall be approved by enactment of local District law and shall comply with all  
18 reserve requirements contained in the District of Columbia Home Rule Act, approved December  
19 24, 1973 (87 Stat. 777; D.C. Official Code § 1-201.01 *et seq.*), as amended by this Act; provided  
20 further, that the Chief Financial Officer of the District of Columbia shall take such steps as are  
21 necessary to assure that the District of Columbia meets these requirements, including the  
22 apportioning by the Chief Financial Officer of the appropriations and funds made available to the  
23 District during fiscal year 2010; except, that the Chief Financial Officer may not reprogram for  
24 operating expenses any funds derived from bonds, notes, or other obligations issued for capital  
25 projects.

### 31 **TITLE III--DISTRICT OF COLUMBIA FUNDS - - DIVISION OF EXPENSES** 32 **OPERATING EXPENSES**

#### 34 **Governmental Direction and Support**

35 Governmental direction and support, \$414,068,650 (including \$323,345,957 from local  
36 funds, \$28,271,947 from Federal grant funds, \$62,442,540 from other funds, and \$8,206 from  
37 private funds); provided, that there are appropriated such amounts as may be necessary to  
38 account for vendor fees that are paid as a fixed percentage of revenue recovered from third  
39 parties on behalf of the District under contracts that provide for payments of fees based upon  
40 such revenue as may be collected by the vendor; provided further, that any program fees  
41 collected from the issuance of debt shall be available for the payment of expenses of the debt  
42 management program of the District of Columbia, to be allocated as follows:

(1) Council of the District of Columbia. – \$19,832,857 from local funds; provided, that not to exceed \$10,600 shall be available for the Chairman of the Council of the District of Columbia from this appropriation for official reception and representation expenses;

(2) Office of the District of Columbia Auditor. – \$4,118,710 from local funds;

(3) Advisory Neighborhood Commission. – \$1,013,157 from local funds;

(4) Office of the Mayor. – \$5,635,878 from local funds; provided, that not to exceed \$10,600 shall be available for the Mayor from this appropriation for official reception and representation expenses;

(5) Office of Community Affairs. – \$3,530,447 from local funds;

(6) Serve DC. – \$3,760,735 (including \$437,600 from local funds and \$3,323,135 from Federal grant funds);

(7) Office of the Secretary. – \$3,499,074 (including \$2,951,141 from local funds and \$539,727 from other funds and \$8,206 from private funds); provided, that, beginning in fiscal year 2010, such amounts on deposit and any such future deposits into the Emancipation Day Fund, established by section 4 of the District of Columbia Emancipation Parade and Fund Act of 2004, effective March 17, 2005 (D.C. Law 15-240; D.C. Official Code § 1-183), shall be available upon deposit and shall remain available until expended, consistent with the purposes set forth in that section;

(8) City Administrator. - \$5,442,307 from local funds; provided, that not to exceed \$10,600 shall be available for the City Administrator from this appropriation for official reception and representation expenses;

(9) Office of Risk Management. – \$1,139,187 from local funds;

(10) Department of Human Resources. – \$6,786,564 (including \$6,509,247 from local funds and \$277,317 from other funds);

(11) Office of Disability Rights. – \$1,160,262 from local funds;

(12) Medical Liability Captive Insurance Agency. - \$1,000,000 from other funds;

(13) Office of Finance and Resource Management. – \$4,322,759 from local funds;

(14) Office of Partnership and Grants Services. – \$642,041 from local funds;

(15) Office of Contracting and Procurement. – \$4,038,339 (including \$3,161,848 from local funds and \$876,491 from other funds);

(16) Office of Chief Technology Officer. – \$51,167,599 (including \$49,142,599 from local funds and \$2,025,000 from other funds);

(17) Office of Property Management. – \$37,353,197 (including \$23,946,304 from local funds and \$13,406,893 from other funds); provided, that amounts on deposit in, and any such future deposits to, the Commodities Cost Reserve Fund established under D.C. Official Code § 47-368.04 shall be available upon deposit and shall remain available until expended consistent with the purposes established under D.C. Official Code § 47-368.04(b);

(18) Contract Appeals Board. – \$1,099,791 from local funds;

(19) Board of Elections and Ethics. – \$5,494,506 (including \$5,305,506 from local funds, and \$189,000 from federal funds);

(20) Office of Campaign Finance. – \$1,690,071 from local funds;



(21) Public Employee Relations Board. – \$1,034,222 from local funds;  
(22) Office of Employee Appeals. – \$1,918,065 from local funds;  
(23) Metropolitan Washington Council of Governments. – \$395,943 from local funds;  
(24) Office of the Attorney General. – \$87,603,629 (including \$58,093,846 from local funds, \$22,675,646 from Federal grant funds, and \$6,834,137 from other funds); provided, that up to \$3,285,000 shall be available from this appropriation for the Office of the Attorney General to award a grant to the District of Columbia Bar Foundation for the purpose of providing support to nonprofit organizations that deliver civil legal services to low-income and underserved District residents pursuant to the Civil Legal Services Amendment Act of 2007, effective September 18, 2007 (D.C. Law 17-20; D.C. Official Code § 1-301.114); provided further, that not less than \$275,000 of this appropriation shall be available to fund the District of Columbia Poverty Lawyer Loan Assistance Program, established by the District of Columbia Poverty Lawyer Loan Assistance Repayment Program Act of 2006, effective March 2, 2007 (D.C. Law 16-203; D.C. Official Code § 1-308.21 *et seq.*);  
(25) Office of the Inspector General. – \$17,040,752 (including \$14,956,585 from local funds and \$2,084,167 from Federal grant funds); and  
(26) Office of the Chief Financial Officer. – \$143,348,561 (including \$105,865,586 from local funds, and \$37,482,975 from other funds); provided, that not to exceed \$10,600 shall be available for the Chief Financial Officer of the District from this appropriation for official reception and representation expenses; provided further, that amounts appropriated by this Act may be increased by the amount required to pay banking fees for maintaining the funds of the District of Columbia.

### **Economic Development and Regulation**

Economic development and regulation, \$451,913,480 (including \$149,626,222 from local funds, \$32,671,613 from dedicated taxes, \$115,376,134 from Federal grant funds, \$154,159,511 from other funds, and \$80,000 from private funds), to be allocated as follows:

(1) Deputy Mayor for Economic Development. – \$43,789,503 (including \$6,010,200 from local funds, \$20,771,613 from dedicated taxes, \$9,007,690 from other funds, and \$8,000,000 from Federal grant funds);  
(2) Office of Planning. – \$8,267,193 (including \$7,757,193 from local funds, \$450,000 from Federal grant funds, and \$60,000 from other funds); provided, that the local funds provided to the Office of Planning in previous fiscal years for Neighborhood Historic Preservation, including the Targeted Homeowner Grant funds authorized by section 11b(k) of the Historic Landmark and Historic District Protection Act of 1978, effective March 2, 2007 (D.C. Law 16-189; D.C. Official Code § 6-1110.02(k)), shall remain available until expended; provided further, that any funds deposited into the Historic Landmark-District Protection Fund, established by section 11a of the Historic Landmark and Historic District Protection Act of 1978, effective November 16, 2006 (D.C. Law 16-185; D.C. Official Code § 6-1110.01), and any interest earned on those funds, shall not revert to the unrestricted fund balance of the General

1 Fund of the District of Columbia at the end of a fiscal year, or at any other time, but shall be  
2 continually available until expended;

3 (3) Department of Small and Local Business Development. – \$2,402,600 from  
4 local funds; provided, that any funds deposited into the Small Business Micro Loan Fund,  
5 established by section 2375 of the Small, Local, and Disadvantaged Business Enterprise  
6 Development and Assistance Act of 2005, effective September 18, 2007 (D.C. Law 17-20; D.C.  
7 Official Code § 2-218.75), and any interest earned on those funds, shall not revert to the  
8 unrestricted fund balance of the General Fund of the District of Columbia at the end of a fiscal  
9 year, or at any other time, but shall be continually available until expended;

10 (4) Office of Motion Pictures and Television. – \$635,850, including \$584,340  
11 from local funds and \$51,510 from other funds; provided, that any funds deposited into the Film  
12 DC Economic Incentive Fund, established by section 2 of the Film DC Economic Incentive Act  
13 of 2006, effective March 14, 2007 (D.C. Law 16-290; D.C. Official Code § 39-501), and any  
14 interest earned on those funds, shall not revert to the unrestricted fund balance of the General  
15 Fund of the District of Columbia at the end of a fiscal year, or at any other time, but shall be  
16 continually available until expended;

17 (5) Office of Zoning. – \$3,112,902 from local funds;

18 (6) Department of Housing and Community Development. – \$84,584,677  
19 (including \$10,019,922 from local funds, \$63,961,781 from Federal grant funds, and  
20 \$10,602,974 from other funds);

21 (7) Department of Employment Services. – \$155,738,602 (including \$72,806,205  
22 from local funds, \$42,081,109 from Federal grant funds, \$40,771,288 from other funds, and  
23 \$80,000 from private funds); provided, that of the local funds appropriated up to 1% may be  
24 deposited into the Integrated Services Fund for At-Risk Children, Youth, and Families,  
25 established by section 5203 of the Integrated Funding and Services for At-Risk Children, Youth,  
26 and Families Act of 2006, effective March 2, 2007 (D.C. Law 16-192; D.C. Official Code § 4-  
27 1345.02), and used for the purposes set forth in section 5204 (D.C. Official Code § 4-1345.03) of  
28 that act; provided further, that funds deposited into the Integrated Services Fund shall remain  
29 available until expended; provided further, that the District is authorized to transfer, either  
30 through a grant or as a direct payment, \$1,200,000 in local funds to an educational institution  
31 with an automotive workforce development training program, which provides vocational training  
32 in the field of automotive technology for at-risk youth and adults;

33 (8) Board of Real Property Assessment and Appeals. – \$698,316 from local  
34 funds;

35 (9) Department of Consumer and Regulatory Affairs. – \$35,103,312 (including  
36 \$13,227,865 from local funds and \$21,875,447 from other funds);

37 (10) Office of the Tenant Advocate. – \$3,566,788 (including \$560,068 from local  
38 funds and \$3,006,720 from other funds);

39 (11) Commission on Arts and Humanities. – \$8,073,004 (including \$6,943,610  
40 from local funds, \$729,394 from Federal grant funds, and \$400,000 from other funds);

41 (12) Alcoholic Beverage Regulation Administration. – \$5,886,429 (including  
42 \$400,000 from local funds and \$5,486,429 from other funds);

(13) Public Services Commission. – \$10,111,382 (including \$153,850 from Federal grant funds and \$9,957,532 from other funds);  
(14) Office of the People’s Counsel. – \$5,136,060 from other funds;  
(15) Department of Insurance, Securities, and Banking. – \$16,327,004 from other funds;  
(16) Office of Cable Television. – \$8,476,858 from other funds;  
(17) Housing Authority Subsidy Payment. – \$25,103,000 from local funds;  
(18) Housing Production Trust Fund Subsidy Payment. – \$11,900,000 from dedicated taxes; and  
(19) Business Improvement District Transfer. - \$23,000,000 from other funds.

### **Public Safety and Justice**

Public safety and justice, \$1,290,290,207 (including \$925,183,180 from local funds, \$262,612,792 from Federal grant funds, \$102,294,235 from other funds, and \$200,000 from private funds); in addition, \$2,000,000 from funds previously appropriated in this Act under the heading “Federal Payment for the D.C. National Guard”, \$1,774,000 from funds previously appropriated in this Act under the heading “Federal Payment to the Criminal Justice Coordinating Council”, \$500,000 from funds previously appropriated in this Act under the heading “Federal Payment for Judicial Commissions; to be allocated as follows:

(1) Metropolitan Police Department. – \$493,777,072 (including \$452,773,015 from local funds, \$8,622,695 from Federal grant funds, \$32,181,362 from other funds, and \$200,000 from private funds); provided, that not to exceed \$750,000 shall be available from this appropriation for the Chief of Police for the prevention and detection of crime;

(2) Fire and Emergency Medical Services Department. – \$190,979,251 (including \$189,459,251 from local funds and \$1,520,000 from other funds); provided, that not less than \$1,375,000 shall be available for the cadet program for young adult District residents, established pursuant to section 2 of the Police Officer and Firefighter Cadet Programs Funding Authorization and Human Rights Act of 1977 Amendment Act of 1982, effective March 8, 1983 (D.C. Law 4-172; D.C. Official Code § 5-418);

(3) Police Officers and Firefighters Retirement System. – \$132,600,000 from local funds;

(4) Department of Corrections. – \$131,765,366 (including \$96,941,811 from local funds and \$34,823,555 from other funds);

(5) District of Columbia National Guard. – \$7,481,259 (including \$3,365,109 from local funds and \$4,116,150 from Federal grant funds); provided, that the Mayor shall reimburse the District of Columbia National Guard for expenses incurred in connection with services that are performed in emergencies by the National Guard in a militia status and are requested by the Mayor, in amounts that shall be jointly determined and certified as due and payable for these services by the Mayor and the Commanding General of the District of Columbia National Guard; provided further, that such sums as may be necessary for reimbursement to the District of Columbia National Guard under the preceding proviso shall be available from this Act, and the availability of the sums shall be deemed as constituting payment

1 in advance for emergency services involved; in addition, \$2,000,000 from funds previously  
2 appropriated in this Act under the heading “Federal Payment for the D.C. National Guard”;  
3 (6) Homeland Security and Emergency Management Agency. – \$239,225,082  
4 (including \$3,458,521 from local funds and \$235,766,561 from Federal grant funds);  
5 (7) Commission on Judicial Disabilities and Tenure. – \$295,000, from funds  
6 previously appropriated in this Act under the heading “Federal Payment for Judicial  
7 Commissions”;  
8 (8) Judicial Nomination Commission. – \$205,000 from funds previously  
9 appropriated in this Act under the heading “Federal Payment for Judicial Commissions”;  
10 (9) Office of Police Complaints. – \$2,519,345 from local funds;  
11 (10) District of Columbia Sentencing and Criminal Code Review Commission. –  
12 \$815,830 from local funds;  
13 (11) Office of the Chief Medical Examiner. – \$8,638,441 (including \$8,364,441  
14 from local funds and \$274,000 from other funds);  
15 (12) Office of Administrative Hearings. – \$6,938,109 (including \$6,929,754 from  
16 local funds and \$8,355 from other funds);  
17 (13) Corrections Information Council. - \$25,000 from local funds;  
18 (14) Criminal Justice Coordinating Council. – \$298,293 from local funds; in  
19 addition, \$1,774,000 from funds previously appropriated in this Act under the heading “Federal  
20 Payment to the Criminal Justice Coordinating Council”;  
21 (15) Forensic Laboratory Technician Training Program. – \$1,249,197 from local  
22 funds;  
23 (16) Office of Unified Communications. – \$47,860,607 (including \$22,924,017  
24 from local funds and \$24,936,590 from other funds);  
25 (17) Office of Victims Services. – \$14,700,199 (including \$3,064,774 from local  
26 funds, \$3,610,053 from Federal grant funds, and \$8,025,373 from other funds);  
27 (18) Office of Justice Grants Administration. – \$10,892,154 (including \$394,822  
28 from local funds and \$10,497,332 from Federal grant funds); and  
29 (19) Motor Vehicle Theft Prevention Commission. - \$525,000 from other funds).  
30

### 31 **Public Education System**

32 Public Education System, including the development of national defense education  
33 programs, \$1,580,191,041 (including \$1,371,229,619 from local funds, \$184,342,841 from  
34 Federal grant funds, \$20,834,972 from other funds, and, \$3,783,609 from private funds); in  
35 addition, \$35,100,000 from funds previously appropriated in this Act under the heading “Federal  
36 Payment for Resident Tuition Support” and \$74,400,000 from funds previously appropriated in  
37 this Act under the heading “Federal Payment for School Improvement in the District of  
38 Columbia”; to be allocated as follows:

39 (1) District of Columbia Public Schools.— \$519,425,820 (including  
40 \$501,682,461 from local funds, \$9,954,878 from Federal grant funds, \$4,004,872 from other  
41 funds, and \$3,783,609 from private funds); in addition, \$42,200,000 from funds previously  
42 appropriated in this Act under the heading “Federal Payment for School Improvement” and

1 \$12,200,000 from funds previously appropriated in this Act under the heading “Federal Payment  
2 for School Improvement” to provide opportunity scholarships for students in the District of  
3 Columbia; provided, that this appropriation shall not be available to subsidize the education of  
4 any nonresident of the District of Columbia at any District of Columbia public elementary or  
5 secondary school during fiscal year 2010 unless the nonresident pays tuition to the District of  
6 Columbia at a rate that covers 100 % of the costs incurred by the District of Columbia that are  
7 attributable to the education of the nonresident (as established by the Chancellor of the District  
8 of Columbia Public Schools); provided further, that not to exceed \$10,600 for the Chancellor  
9 shall be available from this appropriation for official reception and representation expenses;  
10 provided further, that notwithstanding the amounts otherwise provided under this heading or any  
11 other provision of law, there shall be appropriated to the District of Columbia Public Schools on  
12 July 1, 2010, an amount equal to 10 % of the total amount of the local funds appropriations  
13 request provided for the District of Columbia Public Schools in the proposed budget of the  
14 District of Columbia for fiscal year 2011 (as submitted to Congress), and the amount of such  
15 payment shall be chargeable against the final amount provided for the District of Columbia  
16 Public Schools under the District of Columbia Appropriations Act, 2011;

17 (2) Teachers Retirement System. - \$3,000,000 from local funds;

18 (3) Office of the State Superintendent of Education.— \$301,031,467 (including  
19 \$116,709,585 from local funds, \$173,593,531 from Federal grant funds, and \$10,728,351 from  
20 other funds); in addition, \$35,100,000 from funds previously appropriated in this Act under the  
21 heading “Federal Payment for Resident Tuition Support,” and \$20,000,000 from funds  
22 previously appropriated in this Act under the heading “Federal Payment for School  
23 Improvement” to expand quality public charter schools in the District of Columbia, shall be  
24 available for the Office of the State Superintendent of Education; provided, that of the amounts  
25 provided to the Office of the State Superintendent of Education, \$1,000,000 from local funds  
26 shall remain available until June 30, 2011, for an audit of the student enrollment of each District  
27 of Columbia public school and of each District of Columbia public charter school; provided  
28 further, that \$5,000,000 in local funds shall remain available until expended for the *Blackman*  
29 *and Jones v. District of Columbia* consent decree;

30 (4) District of Columbia Public Charter Schools.— \$385,270,467 from local  
31 funds shall be available for District of Columbia public charter schools; provided, that there shall  
32 be quarterly disbursement of funds to the District of Columbia public charter schools, with the  
33 first payment to occur within 15 days of the beginning of the fiscal year; provided further, that if  
34 the entirety of this allocation has not been provided as payments to any public charter schools  
35 currently in operation through the per pupil funding formula, the funds shall remain available  
36 until expended for public education in accordance with section 2403(b)(2) of the District of  
37 Columbia School Reform Act of 1995, approved April 26, 1996 (110 Stat. 1321; D.C. Official  
38 Code § 38-1804.03(b)(2)); provided further, that of the amounts made available to District of  
39 Columbia public charter schools, \$100,000 shall be made available to the Office of the Chief  
40 Financial Officer as authorized by section 2403(b)(5) of the District of Columbia School Reform  
41 Act of 1995, approved April 26, 1996 (110 Stat. 1321; D.C. Official Code § 38-1804.03(b)(5));  
42 provided further, that notwithstanding the amounts otherwise provided under this heading or any

1 other provision of law, there shall be appropriated to the District of Columbia public charter  
2 schools on July 1, 2010, an amount equal to 25% of the total amount of the local funds  
3 appropriations request provided for payments to public charter schools in the proposed budget of  
4 the District of Columbia for fiscal year 2011 (as submitted to Congress), and the amount of such  
5 payment shall be chargeable against the final amount provided for such payments under the  
6 District of Columbia Appropriations Act, 2011; provided further, that the annual financial audit  
7 for the performance of an individual District of Columbia public charter school shall be funded  
8 by the charter school;

9 (5) University of the District of Columbia Subsidy.— \$62,070,000 from local  
10 funds shall be available for the University of the District of Columbia subsidy; provided, that this  
11 appropriation shall not be available to subsidize the education of nonresidents of the District of  
12 Columbia at the University of the District of Columbia, unless the Board of Trustees of the  
13 University of the District of Columbia adopts, for the fiscal year ending September 30, 2010, a  
14 tuition rate schedule that will establish the tuition rate for nonresident students at a level no lower  
15 than the nonresident tuition rate charged at comparable public institutions of higher education in  
16 the metropolitan area; provided further, that notwithstanding the amounts otherwise provided  
17 under this heading or any other provision of law, there shall be appropriated to the University of  
18 the District of Columbia on July 1, 2010, an amount equal to 10% of the total amount of the local  
19 funds appropriations request provided for the University of the District of Columbia in the  
20 proposed budget of the District of Columbia for fiscal year 2011 (as submitted to Congress), and  
21 the amount of such payment shall be chargeable against the final amount provided for the  
22 University of the District of Columbia under the District of Columbia Appropriations Act, 2011;  
23 provided further, that not to exceed \$10,600 for the President of the University of the District of  
24 Columbia shall be available from this appropriation for official reception and representation  
25 expenses;

26 (6) District of Columbia Public Libraries.— \$43,932,788 (including \$42,298,546  
27 from local funds, \$794,432 from Federal grant funds, and \$839,810 from other funds shall be  
28 available for the District of Columbia Public Libraries; provided, that not to exceed \$8,500 for  
29 the Public Librarian shall be available from this appropriation for official reception and  
30 representation expenses;

31 (7) Public Charter School Board. – \$3,636,570 (including \$1,660,277 from local  
32 funds and \$1,976,293 from other funds);

33 (8) Office of the Deputy Mayor for Education. – \$3,595,026 from local funds;  
34 provided, that amounts on deposit as of September 30, 2009, within the Integrated Services Fund  
35 for At-Risk Children, Youth, and Families, established by section 5203 of the Integrated Funding  
36 and Services for At-Risk Children, Youth, and Families Act of 2006, effective March 2, 2007  
37 (D.C. Law 16-192; D.C. Official Code § 4-1345.02), shall be available and shall remain  
38 available until expended;

39 (9) Office of Public Education Facilities Modernization – \$31,697,879 (including  
40 \$28,412,233 from local funds and \$3,285,646 from other funds);

41 (10) Non-Public Tuition. - \$149,100,442 from local funds;

(11) Special Education Transportation – \$77,430,582 from local funds; provided, that notwithstanding the amounts otherwise provided under this heading or any other provision of law, there shall be appropriated to the Special Education Transportation agency under the direction of the Office of the State Superintendent of Education, on July 1, 2010, an amount equal to 10% of the total amount of the local funds appropriations request provided for the Special Education Transportation agency in the proposed budget of the District of Columbia for fiscal year 2011 ( as submitted to Congress), and the amount of such payment shall be chargeable against the final amount provided for the Special Education Transportation agency under the District of Columbia Appropriations Act, 2011; provided further, that amounts appropriated under this heading may be used to offer financial incentives as necessary to reduce the number of routes serving 2 or fewer students.

### **Human Support Services**

Human support services, \$1,801,442,843, including (\$1,366,289,487 from local funds, \$28,764,000 from dedicated taxes, \$373,745,007 from Federal grant funds, \$32,208,147 from other funds, and \$436,202 from private funds); in addition, \$19,200,000 from funds previously appropriated in this Act under the heading “Federal Payment for Permanent Supportive Housing” and \$5,000,000 from funds previously appropriated in this Act under the heading “Federal Payment for Reconnecting Disconnected Youth”; provided further, that up to 1% of the local funds appropriated for the Child Family and Services Agency, the Department of Health, the Department of Human Services, the Department of Mental Health, and the Department of Youth Rehabilitation Services may be deposited into the Integrated Services Fund for At-Risk Children, Youth, and Families, established by section 5203 of the Integrated Funding and Services for At-Risk Children, Youth, and Families Act of 2006, effective March 2, 2007 (D.C. Law 16-192; D.C. Official Code § 4-1345.02) (“Integrated Services Fund”), and used for the purposes set forth in section 5204 (D.C. Official Code § 4-1345.03) of that act; provided further, that funds deposited into the Integrated Services Fund shall remain available until expended. Funds to be allocated as follows:

(1) Department of Human Services. – \$291,022,804 (including \$142,127,689 from local funds, \$146,170,115 from Federal grant funds, and \$2,725,000 from other funds); in addition, \$19,200,000 from funds previously appropriated in this Act under the heading “Federal Payment for Permanent Supportive Housing”;

(2) Child and Family Services Agency. – \$261,627,594 (including \$202,652,262 from local funds, \$58,203,332 from Federal grant funds, \$750,000 from other funds, and \$22,000 from private funds);

(3) Department of Mental Health. – \$197,553,920 (including \$191,790,452 from local funds, \$1,222,105 from Federal grant funds, \$4,424,120 from other funds, and \$117,243 from private funds);

(4) Department of Health. – \$229,719,908 (including \$79,269,539 from local funds, \$135,859,491 from Federal grant funds, \$14,271,919 from other funds, and \$318,959

from private funds); provided further, that any funds deposited into the Health Professional Recruitment Fund, established by section 16a of the District of Columbia Health Professionals Recruitment Program Act of 2005, effective March 2, 2007 (D.C. Law 16-192; D.C. Official Code § 7-751.15a), including unspent funds from prior fiscal years, shall remain available until expended;

(5) Department of Parks and Recreation. – \$45,429,426 (including \$43,415,519 from local funds, and \$2,013,907 from other funds);

(6) Office on Aging. – \$23,762,252 (including \$16,976,593 from local funds and \$6,785,659 from Federal grant funds);

(7) District of Columbia Unemployment Compensation Fund. – \$11,135,748 from local funds;

(8) Disability Compensation Fund. – \$25,163,172 from local funds to remain available until expended;

(9) Office of Human Rights. – \$2,934,813 (including \$2,616,724 from local funds and \$318,089 from Federal grant funds);

(10) Office of Latino Affairs. – \$4,409,649 from local funds;

(11) Children Investment Trust Fund Subsidy Payment. – \$10,359,862 from local funds;

(12) Office of Asian and Pacific Islander Affairs. - \$1,065,000 from local funds;

(13) Office on Veterans Affairs. - \$462,746 from local funds;

(14) Department of Youth Rehabilitation Services. – \$86,246,447 from local funds; provided, that amounts appropriated herein may be expended to implement the provisions of section 105(k) of the Department of Youth Rehabilitation Services Establishment Act of 2004, effective April 12, 2005 (D.C. Law 15-335; D.C. Official Code § 2-1515.05(k)); in addition, \$5,000,000 from funds previously appropriated in this Act under the heading “Federal Payment for Reconnecting Disconnected Youth”;

(15) Department on Disability Services. – \$92,264,690 (including \$61,906,918 from local funds, \$24,157,772 from Federal grant funds, and \$6,200,000 from other funds; and

(16) Department of Healthcare Finance. – \$515,306,814 (including \$486,691,168 from local funds, \$25,764,000 from dedicated taxes, \$1,028,444 from Federal grant funds, and \$1,823,202 from other funds); provided, that any funds deposited into the Healthy DC Fund, established by section 15b of the Hospital and Medical Services Corporation Regulatory Act of 1996, effective March 2, 2007 (D.C. Law 16-192; D.C. Official Code § 31-3514.02), including unspent funds from prior fiscal years, shall remain available until expended; provided further, that any funds deposited into the Nursing Facility Quality of Care Fund, established by D.C. Official Code § 47-1262, including unspent funds from prior fiscal years, shall remain available until expended.

### **Public Works**

Public works, including rental of one passenger-carrying vehicle for use by the Mayor and 3 passenger-carrying vehicles for use by the Council of the District of Columbia and leasing of passenger-carrying vehicles, \$650,817,854 (including \$399,441,952 from local funds,



1 \$13,000,000 from dedicated taxes, \$55,962,167 from Federal grant funds, \$130,000 from private  
2 funds, and \$182,283,735 from other funds), to be allocated as follows:

3 (1) Department of Public Works. – \$124,021,458 (including \$114,920,608 from  
4 local funds and \$9,100,850 from other funds);

5 (2) Department of Transportation. – \$123,802,486 (including \$42,500 from local  
6 funds, \$13,000,000 from dedicated taxes, \$4,200,000 from Federal grant funds, and  
7 \$106,559,986 from other funds);

8 (3) Department of Motor Vehicles. – \$40,285,659 (including \$26,524,000 from  
9 local funds and \$13,761,658 from other funds);

10 (4) Department of the Environment. – \$109,440,202 (including \$17,343,159 from  
11 local funds, \$51,762,167 from Federal grant funds, \$40,204,876 from other funds, and \$130,000  
12 from private funds);

13 (5) Taxi Cab Commission. – \$1,869,170 (including \$1,212,805 from local funds  
14 and \$656,365 from other funds);

15 (6) Washington Metropolitan Area Transit Commission. – \$123,000 from local  
16 funds;

17 (7) Washington Metropolitan Area Transit Authority. – \$243,608,034 (including  
18 \$231,608,034 from local funds, and \$12,000,000 from other funds); and

19 (8) School Transit Subsidies. – \$7,667,846 from local funds.  
20  
21

## 22 **Financing and Other**

23 Financing and Other, \$999,574,235 (including \$781,436,235 from local funds,  
24 \$211,689,000 from dedicated taxes, and \$6,449,000 from other funds), to be allocated as  
25 follows:

26 (1) Repayment of Loans and Interest - for payment of principal, interest, and  
27 certain fees directly resulting from borrowing by the District of Columbia to fund District of  
28 Columbia capital projects as authorized by sections 462, 475, and 490 of the District of  
29 Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 777; D.C. Official Code §§ 1-  
30 204.62, 1-204.75, and 1-204.90), and \$470,148,471 (including \$461,883,471 from local funds,  
31 \$4,800,000 from dedicated taxes, and \$3,465,000 from other funds));

32 (2) Short-Term Borrowing –\$9,000,000 from local funds for payment of interest  
33 on short-term borrowing;

34 (3) Certificates of Participation - for lease payments representing principal and  
35 interest on the District's Certificates of Participation, issued to finance land and buildings located  
36 at One Judiciary Square, and for the Unified Communications Center and Office of Unified  
37 Communications, located on the St. Elizabeth's Campus, \$32,284,610 from local funds;

38 (4) Debt Issuance Costs - for the payment of debt service issuance costs,  
39 \$15,000,000 from local funds;

40 (5) Schools Modernization Fund - for the Schools Modernization Fund,  
41 established by section 4042 of the Schools Modernization Amendment Act of 2005, effective

1 October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 1-325.41), \$8,611,763 from local  
2 funds;

3 (6) Revenue Bonds - for the repayment of revenue bonds, \$6,000,000 from local  
4 funds (including \$6,000,000 from dedicated taxes);

5 (7) Settlements and Judgments - for making refunds and for the payment of legal  
6 settlements or judgments that have been entered against the District of Columbia government,  
7 \$21,477,000 from local funds; provided, that this appropriation shall not be construed as  
8 modifying or affecting the provisions of section 103 of this Act;

9 (8) Wilson Building - for expenses associated with the John A. Wilson building,  
10 \$3,625,136 from local funds;

11 (9) Non-Departmental - to account for anticipated costs that cannot be allocated  
12 to specific agencies during the development of the proposed budget, \$40,197,255 (including  
13 \$12,697,000 from local funds that shall remain available to cover any lease costs that may  
14 remain from the District's lease at 225 Virginia Avenue) to be transferred by the Mayor of the  
15 District of Columbia within the various appropriations headings in this Act subject to any  
16 limitation or requirement set forth in the Fiscal Year 2010 Budget Support Act of 2009 (Bill 18-  
17 203);

18 (10) Emergency Planning and Security Costs – \$15,000,000 from funds  
19 previously appropriated in this Act under the heading "Federal Payment for Emergency Planning  
20 and Security Costs in the District of Columbia"; provided, that, notwithstanding any other law,  
21 the District of Columbia may charge obligations and expenditures that are pending  
22 reimbursement under the heading "Federal Payment for Emergency Planning and Security Costs  
23 in the District of Columbia" to this local appropriations heading;

24 (11) Equipment Lease Operating - \$46,157,000 from local funds;

25 (12) Pay-As-You-Go Capital funds – in lieu of capital financing, \$2,984,000  
26 from other funds to be transferred to the Capital Fund; provided, that the Office of the Chief  
27 Financial Officer reconcile the capital budgets recorded in the District's Financial Accounting  
28 System of Record ("SOAR"), with budgets approved by Council annually and provide the Mayor  
29 with a report on the reconciliation at the project level by February 1, following the end of every  
30 fiscal year;

31 (13) District Retiree Health Contribution - for a District Retiree Health  
32 Contribution, \$88,700,000 from local funds;

33 (14) Baseball Revenue- \$32,081,000 from local funds derived from a dedicated  
34 tax to account for the inflows and outflows of both operating and capital dollars; in addition, the  
35 amounts appropriated herein may be increased by such amounts as may be necessary and as are  
36 consistent with the Ballpark Omnibus Financing And Revenue Act of 2004, effective April 8,  
37 2005 (D.C. Law 15-320; D.C. Official Code § 10-1601.01 *et seq.*), to pay debt service, and to  
38 maintain and replenish required reserves for baseball revenue bonds;

39 (15) Convention Center Transfer. - \$93,054,000 from local funds (including  
40 \$93,054,000 from dedicated taxes);

41 (16) Highway Trust Fund Transfer. - \$29,762,000 from local funds (including  
42 \$29,762,000 from dedicated taxes);

1 (17) Tax Increment Financing - the amounts appropriated herein may be  
2 increased by an amount not to exceed \$45,992,000 from dedicated taxes for a Tax Increment  
3 Financing program as may be necessary to meet the Tax Increment Financing requirements; and

4 (18) Emergency and Contingency Funds - \$62,500,000 from local funds for the  
5 emergency reserve fund and the contingency reserve fund under section 450A of the District of  
6 Columbia Home Rule Act, approved November 2, 2000 (114 Stat. 2440; D.C. Official Code § 1-  
7 204.50a), the amounts appropriated herein may be increased by such additional amounts from  
8 the funds of the District government as are necessary to meet the balance requirements for such  
9 funds under section 450A.

## 10 11 **ENTERPRISE AND OTHER FUNDS**

12 Amounts shall be provided to enterprise funds as follows; provided, that in the event that  
13 certain dedicated revenues exceed budgeted amounts, the District may increase its General Fund  
14 budget authority as needed to transfer all such revenues, pursuant to local law, to the Highway  
15 Trust Fund, the Washington Convention Center, the TIF and PILOT debt service agencies, the  
16 Ballpark Fund, and the Housing Production Trust Fund.

## 17 18 19 **Business Improvement District Revenue**

20 For Business Improvement Districts - \$23,000,000 collected by the District of Columbia  
21 in the form of Business Improvement District ("BID") tax revenue shall be paid to the respective  
22 BIDs pursuant to the Business Improvement Districts Act of 1996, effective May 29, 1996 (D.C.  
23 Law 11-134; D.C. Official Code § 2-1215.01 *et seq.*); provided, that such funds are available for  
24 acquiring services provided by the Government Services Administration; provided further, that  
25 BIDs shall be exempt from taxes levied by the District of Columbia.

## 26 27 28 29 **Water and Sewer Authority**

30 Pursuant to section 445a of the District of Columbia Home Rule Act, approved August 6,  
31 1996 (110 Stat. 1698; D.C. Official Code §1-204.45a), which provides that the Council may  
32 comment or make recommendations concerning such annual estimates but shall have no  
33 authority to revise the budget for the District of Columbia Water and Sewer Authority, the  
34 Council forwards this non-appropriated budget request: For operation of the Water and Sewer  
35 Authority, \$393,623,000 from other funds, of which \$1,332,000 shall be apportioned for  
36 repayment of loans and interest incurred for capital improvement projects and payable to the  
37 District's debt service fund. For construction projects, \$773,327,000 to be distributed as follows:  
38 \$511,855,000 for the Blue Plains Wastewater Treatment Plant, \$230,118,000 for the Combined  
39 Sewer Overflow Program, \$13,667,000 for the Washington Aqueduct, and \$17,687,000 for the  
40 capital equipment program; in addition, \$20,000,000 from funds previously appropriated in this  
41 Act under the heading "Federal Payment to the District of Columbia Water and Sewer  
42 Authority"; provided, that the requirements and restrictions that are applicable to General Fund

1 capital improvement projects and set forth in this Act under the Capital Outlay appropriation  
2 account shall apply to projects approved under this appropriation account.

3 The Council also forwards this recommendation: the District of Columbia Water and  
4 Sewer Authority ("DC WASA") has been unable to justify incremental operating budget and rate  
5 increases for District ratepayers, in light of recent operating surpluses, cost savings, and  
6 increased federal assistance. Therefore, the Council recommends that the Congress not approve  
7 DC WASA's recommended rate increases until it is able to provide evidence of the need for  
8 those increases. DC WASA should provide clear evidence of measures it has taken, short of  
9 increasing ratepayer contribution, to avoid or minimize any increases.

### 10 11 12 **Washington Aqueduct**

13 For operation of the Washington Aqueduct, \$54,356,000 from other funds.

### 14 15 **Lottery and Charitable Games Enterprise Fund**

16 For the Lottery and Charitable Games Enterprise Fund, established by the District of  
17 Columbia Appropriations Act, 1982, approved December 4, 1981 (Pub. L. No. 97-91; 95 Stat.  
18 1174), for the purpose of implementing the Law to Legalize Lotteries, Daily Numbers Games,  
19 and Bingo and Raffles for Charitable Purposes in the District of Columbia, effective March 10,  
20 1981 (D.C. Law 3-172; D.C. Official Code § 3-1301 *et seq.* and § 22-1716 *et seq.*),  
21 \$250,000,000 from other funds; provided, that the District of Columbia shall identify the source  
22 of funding for this appropriation title from the District's own locally generated revenues;  
23 provided further, that no revenues from Federal sources shall be used to support the operations or  
24 activities of the Lottery and Charitable Games Control Board; provided further, that, after  
25 notification to the Mayor, amounts appropriated herein may be increased by an amount necessary  
26 for the Lottery and Charitable Games Enterprise Fund to make transfers to the General Fund of  
27 the District of Columbia and to cover prizes, agent commissions, and gaming related fees  
28 directly associated with unanticipated excess lottery revenues, not included in this  
29 appropriation.

### 30 31 **District of Columbia Retirement Board**

32 For the District of Columbia Retirement Board, established pursuant to section 121 of the  
33 District of Columbia Retirement Reform Act of 1979, approved November 17, 1979 (93 Stat  
34 866; D.C. Official Code § 1-711), \$30,622,000 from the earnings of the applicable retirement  
35 funds to pay legal, management, investment, and other fees and administrative expenses of the  
36 District of Columbia Retirement Board; provided, that the District of Columbia Retirement  
37 Board shall provide to the Congress and to the Council of the District of Columbia a quarterly  
38 report of the allocations of charges by fund and of expenditures of all funds; provided further,  
39 that the District of Columbia Retirement Board shall provide to the Mayor, for transmittal to the  
40 Council of the District of Columbia, an itemized accounting of the planned use of appropriated  
41 funds in time for each annual budget submission and the actual use of such funds in time for each  
42 annual audited financial report.

1  
2  
3 **Washington Convention Center Enterprise Fund**

4 For the Washington Convention Center Enterprise Fund, including for functions  
5 previously performed by the District of Columbia Sports and Entertainment Commission,  
6 \$91,974,000 from other funds.

7  
8 **Housing Finance Agency**

9 For the Housing Finance Agency, \$8,894,000 from other funds.  
10

11 **University of the District of Columbia**

12 For the University of the District of Columbia, \$129,855,353 (including, \$62,070,000  
13 from local funds, \$19,838,845 from Federal grant funds, \$47,419,126 from other funds, and  
14 \$527,352 from private funds); provided, that this appropriation shall not be available to subsidize  
15 the education of nonresidents of the District of Columbia at the University of the District of  
16 Columbia, unless the Board of Trustees of the University of the District of Columbia adopts, for  
17 the fiscal year ending September 30, 2010, a tuition rate schedule that will establish the tuition  
18 rate for nonresident students at a level no lower than the nonresident tuition rate charged at  
19 comparable public institutions of higher education in the metropolitan area; provided further, that  
20 the Board of Trustees of the University of the District of Columbia is hereby authorized to use  
21 the Municipal University Fund, established for depositing all revenues and receipts derived from  
22 tuition and fees, for such University purposes as the Board of Trustees may approve, in  
23 compliance with all applicable regulations.  
24  
25

26 **District of Columbia Public Library Trust Fund**

27 For the District of Columbia Public Library Trust Fund, \$17,000 from other funds.  
28

29 **Unemployment Insurance Trust Fund**

30 For the Unemployment Insurance Trust Fund, \$251,000,000 from other funds.  
31

32 **Housing Production Trust Fund**

33 For the Housing Production Trust Fund, \$51,328,694 from dedicated taxes; to remain  
34 available until expended for purposes identified by the Housing Production Trust Fund Act of  
35 1988, effective March 16, 1989 (D.C. Law 7-202; D.C. Official Code § 42-2801 *et seq.*).  
36

37 **Tax Increment Financing**

38 For Tax Increment Financing, \$32,105,844 from other funds.  
39  
40  
41  
42

1 **Baseball Fund**

2 For the Baseball Fund, \$67,572,000 (including \$59,572,000 from dedicated taxes and  
3 \$8,000,000 from other funds).  
4

5 **Repayment of Payment in Lieu of Taxes Financing**

6 For Repayment of Payment in Lieu of Taxes Financing, \$13,886,000 from other funds.  
7

8 **Capital Outlay**

9 For capital construction projects, an increase of \$2,951,442,000, of which \$2,374,779,000 shall  
10 be from local funds, \$199,586,000 from the Local Street Maintenance fund, \$54,893,000 from  
11 the District of Columbia Highway Trust fund, \$322,184,000 from Federal grant funds, and a  
12 rescission of \$1,834,494,000 from local funds and a rescission of \$91,327,000 from Local Street  
13 Maintenance funds appropriated under this heading in prior fiscal years for a net amount of  
14 \$1,025,621,000, to remain available until expended; in addition, \$15,000,000 to remain available  
15 until September 30, 2011 from funds previously appropriated in this Act under the heading  
16 "Federal Payment for Consolidated Laboratory Facility"; provided, that funds for use of each  
17 capital project implementing agency shall be managed and controlled in accordance with all  
18 procedures and limitations established under the Financial Management System; provided  
19 further, that all funds provided by this appropriation title shall be available only for the specific  
20 projects and purposes intended; provided further, that amounts appropriated under this heading  
21 may be increased by the amount transferred from funds appropriated in this act as Pay-As-You-  
22 Go Capital funds.  
23  
24  
25

26 **TITLE IV--GENERAL PROVISIONS**

27 SEC. 101. Whenever in this Act, an amount is specified within an appropriation for  
28 particular purposes or objects of expenditure, such amount, unless otherwise specified, shall be  
29 considered as the maximum amount that may be expended for said purpose or object rather than  
30 an amount set apart exclusively therefor.  
31

32 SEC. 102. Appropriations in this Act shall be available for expenses of travel and for the  
33 payment of dues of organizations concerned with the work of the District of Columbia  
34 government, when authorized by the Mayor, or, in the case of the Council of the District of  
35 Columbia, funds may be expended with the authorization of the Chairman of the Council.  
36

37 SEC. 103. There are appropriated from the applicable funds of the District of Columbia  
38 such sums as may be necessary for making refunds and for the payment of legal settlements or  
39 judgments that have been entered against the District of Columbia government.  
40

41 SEC. 104. The District of Columbia may use local funds provided in this title to carry  
42 out lobbying activities on any matter.

1  
2 SEC. 105. The District of Columbia government is authorized to approve and execute  
3 reprogramming and transfer requests of local funds under this title through November 1, 2010.  
4

5 SEC. 106. Consistent with the provisions of section 1301(a) of title 31, United States  
6 Code, appropriations under this Act shall be applied only to the objects for which the  
7 appropriations were made except as otherwise provided by law.  
8

9 SEC. 107. Except as otherwise provided in this section, none of the funds made available  
10 by this Act or by any other Act may be used to provide any officer or employee of the District of  
11 Columbia with an official vehicle unless the officer or employee uses the vehicle only in the  
12 performance of the officer's or employee's official duties. For the purposes of this section, the  
13 term "official duties" does not include travel between the officer's or employee's residence and  
14 workplace, except in the case of:

15 (1) An officer or employee of the Metropolitan Police Department who resides in  
16 the District of Columbia or a District of Columbia government employee as may otherwise be  
17 designated by the Chief of Police;

18 (2) At the discretion of the Fire Chief, an officer or employee of the Fire and  
19 Emergency Medical Services Department who resides in the District of Columbia and is on call  
20 24 hours a day, or is otherwise designated by the Fire Chief;

21 (3) At the discretion of the Director of the Department of Corrections, an officer  
22 or employee of the Department of Corrections who resides in the District of Columbia and is on  
23 call 24 hours a day, or is otherwise designated by the Director;

24 (4) The Mayor of the District of Columbia; and

25 (5) The Chairman of the Council of the District of Columbia.  
26

27 SEC. 108. Amounts appropriated in this Act as operating funds, may be transferred to the  
28 District of Columbia's enterprise and capital funds and such amounts, once transferred, shall  
29 retain appropriation authority consistent with the provisions of this Act.  
30

31 SEC. 109. (a) No later than 30 calendar days after the date of the enactment of this Act,  
32 the Chief Financial Officer of the District of Columbia shall submit to the appropriate  
33 committees of Congress, the Mayor, and the Council of the District of Columbia a revised  
34 appropriated funds operating budget in the format of the budget that the District of Columbia  
35 government submitted pursuant to section 442 of the District of Columbia Home Rule Act,  
36 effective December 24, 1973 (87 Stat. 798; D.C. Official Code § 1-204.42), for all agencies of  
37 the District of Columbia government for fiscal year 2010 that is in the total amount of the  
38 approved appropriation and that realigns all budgeted data for personal services and other-than-  
39 personal-services, respectively, with anticipated actual expenditures.

40 (b) This section shall apply only to an agency where the Chief Financial Officer of the  
41 District of Columbia certifies that a reallocation is required to address unanticipated changes in  
42 program requirements.

1  
2 SEC. 110. No later than 30 calendar days after the date of the enactment of this Act, the  
3 Chief Financial Officer of the District of Columbia shall submit to the appropriate committees of  
4 Congress, the Mayor, and the Council of the District of Columbia a revised appropriated funds  
5 operating budget for the District of Columbia Public Schools that aligns schools budgets to  
6 actual enrollment. The revised appropriated funds budget shall be in the format of the budget  
7 that the District of Columbia government submitted pursuant to section 442 of the District of  
8 Columbia Home Rule Act, effective December 24, 1973 (87 Stat. 798; D.C. Official Code § 1-  
9 204.42).

10  
11 SEC. 111. Except as expressly provided otherwise, any reference to “this Act” contained  
12 in this division shall be treated as referring only to the provisions of this division.  
13

14 SEC. 112. This division may be cited as the “District of Columbia Appropriations Act,  
15 2010”.  
16

17 **DIVISION – B**  
18 **DISTRICT OF COLUMBIA AUTHORIZATION REQUEST**  
19

20 SEC. 201. The following proviso under the heading “Lottery and Charitable Games  
21 Enterprise Fund” in the District of Columbia Appropriations Act, 1982, approved December 4,  
22 1981 (Pub. L. No. 97-91; 95 Stat. 1174;), is repealed:

23 “*Provided further*, that the advertising, sale, operation, or playing of the lotteries, raffles,  
24 bingos, or other games authorized by D.C. Law 3-172 is prohibited on the Federal enclave, and  
25 in adjacent public buildings and land controlled by the Shipstead-Luce Act as amended by 53  
26 Stat. 1144, as well as in the Old Georgetown Historic District:”.  
27

28 SEC. 202. Section 11201 of the National Capital Revitalization and Self-Government  
29 Improvement Act of 1997, approved August 5, 1997 (111 Stat. 734; D.C. Official Code § 24-  
30 101), is amended by adding a new subsection (a-1) to read as follows:

31 “(a-1) *Reimbursement to District of Columbia Department of Corrections.*– The United  
32 States Government shall reimburse the District of Columbia Department of Corrections its costs  
33 of providing custody and care for:

34 “(1) Felons committed by the Superior Court of the District of Columbia from the  
35 date of sentencing until transfer to a penal or correctional facility operated or contracted for by  
36 the Bureau of Prisons;

37 “(2) Previously sentenced felons committed to the Department of Corrections as  
38 violators of parole, supervised release, or probation from the date of commitment until transfer to  
39 a penal or correctional facility operated or contracted for by the Bureau of Prisons; and

40 “(3) Previously sentenced felons held by or committed to the Department of  
41 Corrections on writs from the date of commitment until transfer to a penal or correctional facility  
42 operated or contracted for by the Bureau of Prisons.”.



1  
2 SEC. 203. Notwithstanding any other law, all entities within the District of Columbia  
3 shall be subject to the general sales tax of the District of Columbia for sales to the public in gift  
4 shops, restaurants, and similar facilities.  
5

6 SEC. 204. Title IV of the District of Columbia Home Rule Act, approved December 24,  
7 1973 (87 Stat. 774; D.C. Official Code § 1-201.01 *et seq.*), is amended as follows:

8 (a) The table of contents of part B is amended as follows:

9 (1) Strike the phrase “Sec. 424a. Authority” and insert the phrase “ Sec. 425.  
10 Authority” in its place.

11 (2) Strike the phrase “Sec. 424b. Procurement” and insert the phrase “Sec.  
12 426. Procurement” in its place.

13 (b) Section 424a (D.C. Official Code § 1-204.25) is amended by striking the phrase  
14 “Sec. 424. (a) IN GENERAL.” and inserting the phrase “Sec. 425. (a) IN GENERAL.” in its  
15 place.

16 (c) Section 424b (D.C. Official Code § 1-204.26) is amended as follows:

17 (1) Strike the phrase “Sec. 424b. The Chief” and insert the phrase “Sec. 426. The  
18 Chief” in its place.

19 (2) Strike the date “1986” and insert the date “1985” in its place.

20 (d) Section 446A(c) (D.C. Official Code § 1-204.46a(c)) is amended to read as follows:

21 “(c) EFFECTIVE DATE – This section shall apply fiscal year 2006 and each  
22 succeeding fiscal year.”.

23 (e) Section 446B(f) (D.C. Official Code § 1-204.46b(f)) is amended to read as follows:

24 “(f) EFFECTIVE DATE – This section shall apply fiscal year 2006 and each succeeding  
25 fiscal year.”.

26 (f) Section 450A(c)(4) (D.C. Official Code § 1-204.50a(c)(4)) is amended to read as  
27 follows:

28 “(4) EFFECTIVE DATE – This section shall apply fiscal year 2006 and each  
29 succeeding fiscal year.”.  
30

31 SEC. 205. The federal government shall compensate the District for use and occupancy  
32 of public space closed for the security of federal buildings within the District of Columbia and  
33 such compensation shall be deemed to be included in and available from the annual  
34 appropriations for each agency of the federal government.  
35

36 SEC. 206. Section 209 of the District of Columbia Financial Responsibility and  
37 Management Assistance Act of 1995, approved April 17, 1995 (109 Stat. 136; D.C. Official  
38 Code § 47-392.09), is repealed.  
39

40 SEC. 207. An Act to authorize the Commissioners of the District of Columbia on behalf  
41 of the United States to transfer from the United States to the District of Columbia

1 Redevelopment Land Agency title to certain real property in said District, approved September  
2 8, 1960 (74 Stat. 871; D.C. Official Code § 6-321.01 *et seq.*), is amended as follows:

3 (a) Section 4 (D.C. Official Code § 6-321.04) is amended as follows:

4 (1) Subsection (a) is amended as follows:

5 (A) Strike the phrase “to lease to a redevelopment company or other  
6 lessee” and insert the phrase “to lease or sell to a redevelopment company or other lessee or  
7 purchaser” in its place.

8 (B) Strike the phrase “this Act but may not otherwise dispose of such  
9 property except to the United States or any department or agency thereof, or to the District of  
10 Columbia, in accordance with section 5 of this Act.” and insert the phrase “this Act.” in its place.

11 (2) Subsections (b) and (c) are repealed.

12 (b) Section 5 (D.C. Official Code § 6-321.05) is repealed.

13  
14 SEC. 208. (a) The National Children’s Island Act of 1995, approved July 19, 1996 (110  
15 Stat. 1416; D.C. Official Code § 10-1401 *et seq.*) (“National Children’s Island Act”), is amended  
16 as follows:

17 (1) The long title is amended by striking the phrase “family-oriented park” and  
18 inserting the phrase “recreational-use facility” in its place.

19 (2) Section 2 (D.C. Official Code § 10-1401) is amended as follows:

20 (A) Paragraph (4) is amended by striking the phrase “cultural, education,  
21 and family-oriented recreation park, together with a children’s playground, to be developed and  
22 operated in accordance with the Children’s Island Development Plan Act of 1993, D.C. Act 10-  
23 110” and inserting the phrase “cultural, educational, and recreational-use facility, not  
24 inconsistent with the Comprehensive Plan of the District of Columbia” in its place.

25 (B) Paragraphs (5) and (6) are repealed.

26 (3) Section 3 (D.C. Official Code § 10-1402) is amended as follows:

27 (A) Subsection (c) is repealed.

28 (B) Subsection (d) is amended to read as follows:

29 “(d) REVERSION. — The transfer under subsection (a) of this section and the grant of  
30 easements under subsection (b) of this section shall be subject to a limited right of reversion by  
31 the Secretary of the Interior. The limited right of reversion may be exercised only if:

32 “(1) Within 5 years after the revised transfer under subsection (a) of this section  
33 occurs or the revised grant of easements under subsection (b) of this section occurs, whichever is  
34 later, the District has not commenced activity to improve Kingman Island, or a portion thereof,  
35 for cultural, educational, or recreational uses; or

36 “(2) After 5 years after the revised transfer under subsection (a) of this section  
37 occurs or the revised grant of easements under subsection (b) of this section occurs, whichever is  
38 later, the District has ceased for at least 5 years to use Kingman Island for cultural, educational,  
39 or recreational uses; and

40 “(3) The Secretary provides to the District written notice of his or her preliminary  
41 determination that the condition described in paragraph (1) or (2) of this subsection has occurred

1 and the District has not, within 90 days after the notice was delivered to the District, addressed  
2 the Secretary's preliminary determination to the Secretary's reasonable satisfaction; and

3 "(4) After the 90-day period, the Secretary has determined, in accordance with  
4 chapter 5 of title 5, United States Code, relating to administrative procedure, that the condition  
5 described in paragraph (1) or (2) of this subsection has occurred."

6 (4) Section 4 (D.C. Official Code § 10-1403) is amended as follows:

7 (A) Subsection (a) is repealed.

8 (B) Subsection (c) is repealed.

9 (5) Section 5(a)(1) (D.C. Official Code § 10-1404(a)(1)) is amended by striking  
10 the phrase "and effect, except for the references in this Act to paragraphs 3 and 11 of the legend  
11 of the plat." and inserting the phrase "and effect." in its place.

12 (b) Within 60 days after the effective date of this section, the Secretary of the Interior  
13 shall issue to the District of Columbia, without consideration, a revised, unrestricted, and  
14 unqualified deed to Kingman and Heritage Islands and revised, unrestricted, and permanent  
15 easements for the areas set forth in section 3(b)(1) of the National Children's Island Act, for the  
16 purposes set forth in section 3(b)(2) of the National Children's Island Act, and with the same  
17 right of assignability as set forth in section 3(b)(3) of the National Children's Island Act.

18  
19 SEC. 209. An Act Making appropriations for sundry civil expenses of the Government  
20 for the fiscal year ending June thirtieth, nineteen hundred and thirteen, and for other purposes,  
21 approved August 24, 1912 (37 Stat. 444; 40 U.S.C. § 8106), is amended by adding a new section  
22 12 to read as follows:

23 "Sec. 12. This Act shall not apply to the portions of Fort Dupont Park (United States  
24 Reservation 405), the areas known as the Benning Recreation Center and Benning Stoddert Park  
25 (United States Reservation 706), or the area currently known as the Walter Reed Army Medical  
26 Center (Parcel 319), or to other parks or playgrounds or land on which municipal facilities are  
27 located, in the District of Columbia that are, or hereafter may be, under the jurisdiction of the  
28 government of the District of Columbia."

29  
30 SEC. 210. An Act Authorizing the construction, repair, and preservation of certain  
31 public works on rivers and harbors, and for other purposes, approved August 30, 1935 (Pub. L.  
32 No. 74-409; 49 Stat. 1028), is amended by adding a new section 15 to read as follows:

33 "Sec. 15. The Secretary of Army, acting through the Chief of Engineers, shall modify  
34 the Washington Channel portion of the Washington Harbor project for navigation, District of  
35 Columbia, authorized by this act as follows:

36 "The following portion of the existing Washington Channel is hereby deauthorized:  
37 beginning at Washington Harbor Channel Geometry Centerline of the 400 foot wide main  
38 navigational ship channel, Centerline Station No. 103+73.12, coordinates North 441948.20, East  
39 1303969.30, as stated and depicted on the Condition Survey Anacostia, Virginia, Washington  
40 and Magazine Bar Shoal Channels, Washington, D.C., Sheet 6 of 6, prepared by the U.S. Army  
41 Corps of Engineers, Baltimore district, July 2007; thence departing the aforementioned  
42 centerline traveling the following courses and distances: N. 40° 10' 45" E., 200.00 feet to a

1 point, on the outline of said 400' wide channel thence binding on said outline the following three  
2 (3) courses and distances: S. 49° 49' 15" E., 1,507.86 feet to a point, thence; S. 29° 44' 42" E.,  
3 2,083.17 feet to a point, thence; S. 11° 27' 04" E., 363.00 feet to a point, thence; S. 78° 32' 56"  
4 W., 200.00 feet to a point binding on the centerline of the 400 foot wide main navigational  
5 channel at Centerline Station No. 65+54.31, thence; continuing with the aforementioned  
6 centerline the following courses and distances: N. 11° 27' 04" W., 330.80 feet to a point,  
7 Centerline Station No. 68+85.10, thence; N. 29° 44' 42" W., 2,015.56 feet to a point, Centerline  
8 Station No. 89+00.67, thence; N. 49° 49' 15" W., 1,472.45 feet to the point of beginning, such  
9 area in total containing a computed area of 777,284 square feet or 17.84399 acres of riparian  
10 water way.".

11  
12 SEC. 211. Section 101(a) of the Federal and District of Columbia Government Real  
13 Property Act of 2006, approved December 15, 2006 (Pub. L. No. 109-396; 120 Stat. 2711), is  
14 amended to read as follows:

15 "(a) Conveyance of Properties.--

16 (1) In general.--

17 "(A) On the date on which the District of Columbia conveys to the  
18 Administrator of General Services all right, title, and interest of the District of Columbia in the  
19 property described in subsection (c) of this section, the Administrator shall convey to the District  
20 of Columbia all right, title, and interest of the United States in U.S. Reservation 13, subject to the  
21 conditions described in subsection (b) of this section; and

22 "(B) Within 60 days of the enactment of this amendment, the  
23 Administrator shall convey to the District of Columbia all right, title, and interest in the Old  
24 Naval Hospital.".

25  
26 SEC. 212. Transfer of Properties.

27 (a) Within 90 days after the effective date of this section, the director of each federal  
28 agency with jurisdiction over the following properties in the District of Columbia shall transfer  
29 all right, title, and interest of the United States in each property to the government of the District  
30 of Columbia. If jurisdiction over a property is held by the District of Columbia, the District of  
31 Columbia may execute a quitclaim deed on behalf of the United States to transfer all right, title,  
32 and interest of the United States in the property to the government of the District of Columbia.

33 (1) Parcel 255, Lots 13, 15, and 24 (Southwest Waterfront), "including the  
34 riparian area designated as Pier 5";

35 (2) Square 473, Lots 819, 846, 847, 848, 849, 850, 884 (Southwest Waterfront);

36 (3) Square 503, Lot 884 (Southwest Waterfront);

37 (4) Reservation 277A (North Capitol Street and Florida Avenue, N.W.);

38 (5) Reservation 277 (Florida Avenue and Q Street, N.W.);

39 (6) Square 2558, Lot 0810 (a portion of the Marie H. Reed Community Learning  
40 Center, a District of Columbia Public School);

41 (7) Square 2901, Lot 0816 (Raymond Recreation Center, a portion of the  
42 Raymond Elementary School campus);

(8) Square 2901, Lot 0815 (a portion of the Raymond Elementary School campus);  
 (9) Square 0364, Lot 0837 (a portion of the Shaw Junior High School campus);  
 (10) Parcel 246, Lot 0051 (P.R. Harris School);  
 (11) Square 2864, Lot 0830 (Meyer Elementary School, closed);  
 (12) Square 3327, Lot 0800 (Rudolph Elementary, closed);  
 (13) Square 0511, Lot 0822 (fields and parking of Bundy School, closed);  
 (14) Square 0767, Lot 0829 (Canal Park, north parcel);  
 (15) Square 0769, Lot 0821 (Canal Park, south parcel);  
 (16) Square 0768, Lot 0810 (Canal Park, center parcel);  
 (17) Square 2882, Lot 0936 (Banneker Senior High School campus, western portion);  
 (18) Square 2880, Lot 0859 (Banneker Senior High School, eastern portion);  
 (19) Square 0336, Lot 0828 (Shaw Jr. High School recreation fields);  
 (20) Square 0593, Lot 0823 (portion of Bowen Elementary School campus);  
 (21) Square 0593, Lot 0822 (portion of Bowen Elementary School campus);  
 (22) Square 0595, Lot 0810 (portion of Bowen Elementary School campus);  
 (23) Square 0593, Lot 0826 (portion of Bowen Elementary School campus);  
 (24) Square 0595, Lot 0807 (portion of Bowen Elementary School campus);  
 (25) Square 0647, Lot 0802 (portion of Bowen Elementary School campus);  
 (26) Square 0595, Lot 0809 (portion of Bowen Elementary School campus);  
 (27) Square 0645, Lot 0816 (portion of Bowen Elementary School campus);  
 (28) Square 0650N, Lot 0808 (portion of Bowen Elementary School campus);  
 (29) Square 0647, Lot 0803 (portion of Bowen Elementary School campus);  
 (30) Square 0645W, Lot 0808 (portion of Bowen Elementary School campus);  
 (31) Square 0593, Lot 0050 (portion of Bowen Elementary School campus);  
 (32) Square 0593, Lot 0051 (portion of Bowen Elementary School campus);  
 (33) Square 0542, Lot 0085 (Southwest Library site);  
 (34) All of Reservation 542 between Albermale Street, N.W., and Chesapeake Street, N.W., including Lots 800 and 801 in Square 1772 and Lot 0807 in Square 1768, and Fort Drive, N.W. in Reservation 542 (Wilson Senior High School and Wilson Aquatic Center);  
 (35) The northern corner portion of Reservation 470 containing approximately 31,000 square feet, abutting both the east property line of Lot 0811 in Square 1759 and Fessenden Street, N.W. (Deal Middle School);  
 (36) Howard Street, N.W. in Reservation 470 (Deal Middle School);  
 (37) Fort Drive, N.W. in Reservation 515 (Deal Middle School);  
 (38) All of Reservation 519 in Square 5876 and Square 5884, including Lot 940 in Square 5876 (Johnson Middle School);  
 (39) The play field portion of Reservation 360 in Square 23 (Francis Middle School); and  
 (40) The area described in unnumbered section 1 of An Act To authorize the Commissioners of the District of Columbia on behalf of the United States to transfer from the

1 United States to the District of Columbia Redevelopment Land Agency title to certain real  
2 property in said District, approved September 8, 1960 (74 Stat. 871; Pub. L. 86-736; D.C.  
3 Official Code § 6-321.01) (Southwest Waterfront), to the extent not previously conveyed to the  
4 District.

5  
6 (b)(1) Within 90 days of the effective date of this section, the Secretary of the Interior  
7 shall transfer administrative jurisdiction, for recreational purposes, of approximately 15 acres of  
8 land located in the northern portion of Fort Dupont Park, U.S. Reservation 405, from the United  
9 States, by the Department of the Interior, National Park Service, to the government of the District  
10 of Columbia

11 (2) The land to be transferred under paragraph (1) of this subsection is described  
12 in the October 2008 Environmental Assessment prepared by the National Park Service, entitled  
13 “Transfer of Jurisdiction of Certain National Park Service Properties to the District of Columbia  
14 Government (National Capital Parks - East: Fort Dupont Park)”.

15 (3) The transfer under paragraph (1) of this subsection shall be subject to a limited  
16 right of reversion by the Secretary of the Interior. The limited right of reversion may be  
17 exercised only if:

18 (A)(i) Within 5 years after the transfer under paragraph (1) of this  
19 subsection occurs, the District has not commenced activity to improve the transferred portion of  
20 Fort Dupont Park for recreational uses or facilities; or

21 (ii) After 5 years after the transfer under paragraph (1) of this  
22 subsection occurs, the District has ceased for at least 5 years to use the transferred portion of Fort  
23 Dupont Park for a recreational use or facility;

24 (B) The Secretary of the Interior provides to the District written notice of  
25 his or preliminary determination that the condition described in subparagraph (A)(i) or (ii) of this  
26 paragraph has occurred and the District has not, within 90 days after the notice was delivered to  
27 the District, addressed the Secretary’s preliminary determination to the Secretary’s reasonable  
28 satisfaction; and

29 (C) After such 90-day period, the Secretary has determined, in accordance  
30 with chapter 5 of title 5, United States Code (relating to administrative procedure) that the  
31 condition described in subparagraph (A)(i) or (ii) of this paragraph has occurred.

32  
33 SEC. 213. Section 485 of the District of Columbia Home Rule Act, approved December  
34 24, 1973 (87 Stat. 807; D.C. Official Code § 1-204.85), is amended to read as follows:

35 “SEC. 485. Except for estate, inheritance, and gift taxes, Bonds and notes issued by the  
36 Council pursuant to this title and the interest thereon shall be exempt from all District, State, and  
37 Federal taxation, including from taxation by any county, municipality, or other political  
38 subdivision of a State and any Territory or possession of the United States.”.

39  
40 SEC. 214. Section 424(b)(2)(E) of the District of Columbia Home Rule Act, approved  
41 April 17, 1995 (109 Stat. 142; D.C. Official Code § 1-204.24b(b)(5)), is amended by striking the  
42 period at the end of the sentence and inserting the phrase “times 1.50.” in its place.

1  
2 SEC. 215. Sections 2, 3, and 4 of the Domestic Partnership Police and Fire Amendment  
3 Act of 2008, effective January 16, 2008 (D.C. Law 17-358; 56 DCR 1188), are hereby enacted  
4 into law.  
5

6 SEC. 216. The Contingency Cash Reserve Transparency Amendment Act of 2008,  
7 returned unsigned on January 29, 2008 (D.C. Act 17-278; 55 DCR 1530), is hereby enacted into  
8 law.  
9

10 SEC. 217. Section 2 of the Special Election Amendment Act of 2008, effective March  
11 19, 2008 (D.C. Law 17-156; 55 DCR 3694), is hereby enacted into law.  
12

13 SEC. 218. Reserve fund clarifying amendment.

14 Section 450a of the District of Columbia Home Rule Act, approved December 24, 1973  
15 (87 Stat. 803; D.C. Official Code § 1-204.50a), is amended by adding a new subsection (d) as  
16 follows:

17 “(d) *Overfunding Allocation Authorization* --

18 (1) *In general.* – If at any time during a fiscal year the balance in the  
19 emergency reserve fund or the contingency reserve fund exceeds the minimum balance required  
20 by subsections (a)(1) and (b)(1), respectively, of this section the District may withdraw the  
21 amount(s) in excess of the respective minimum balances.

22 (2) *After an allocation.* - Paragraph (1) of this subsection shall apply based on  
23 the calculated required minimum balance for a fiscal year, notwithstanding any actual shortfall in  
24 the balances of either the emergency reserve fund or the contingency reserve fund because of a  
25 prior allocation that is being repaid in that fiscal year.  
26  
27  
28

29 This division may be cited as the “District of Columbia Omnibus Authorization Act, 2010”.  
30  
31  
32  
33

34 \_\_\_\_\_  
35 Chairman  
36 Council of the District of Columbia  
37

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Mayor  
District of Columbia